

David J. Miclean (CSB# 115098/[miclean@fr.com](mailto:miclean@fr.com))  
 Christina D. Jordan (CSB# 245944/[cjordan@fr.com](mailto:cjordan@fr.com))  
 FISH & RICHARDSON P.C.  
 500 Arguello St., Suite 500  
 Redwood City, CA 94063  
 Telephone: (650) 839-5070  
 Facsimile: (650) 839-5071

Attorneys for Defendants  
 BANK OF AMERICA, N.A. and BANK OF  
 AMERICA TECHNOLOGY AND  
 OPERATIONS, INC.

Robert A. Spanner, Esq. (CSB# 60308/[ras@techtriallaw.com](mailto:ras@techtriallaw.com))  
 TRIAL & TECHNOLOGY LAW GROUP  
 A Professional Corporation  
 545 Middlefield Road, Suite 220  
 Menlo Park, CA 94025  
 Telephone: (650) 324-2223  
 Facsimile: (650) 324-0178

Attorneys for Plaintiff  
 IP SOLUTIONS, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 (SAN JOSE DIVISION)

IP SOLUTIONS, INC., a Delaware corporation,

Plaintiff,

v.

BANK OF AMERICA, N.A., a National Banking Association Member; BANK OF AMERICA TECHNOLOGY AND OPERATIONS, INC., a Delaware corporation,

Defendants.

Case No. 07-CV-2774 (JF)

**STIPULATION AND [PROPOSED] ORDER  
 CONTINUING THE PARTIES'  
 CONFERENCE PURSUANT TO FED. R.  
 CIV. PROC. 26(f)**

TO THE COURT, TO ALL PARTIES, AND TO THE PARTIES' ATTORNEYS OF RECORD:

1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, IP SOLUTIONS,  
2 INC. ("Plaintiff"), and Defendants, BANK OF AMERICA, N.A. and BANK OF AMERICA  
3 TECHNOLOGY AND OPERATIONS, INC. ("Defendants"), that the parties' conference pursuant  
4 to Fed. R. Civ. Proc. 26(f), currently scheduled for December 7, 2007, be continued up to and until  
5 December 21, 2007, or to a later date at the Court's convenience.

6 The parties desire to continue the 26(f) conference due to counsel for Defendants'  
7 conflicting and unavoidable trial obligations in another matter. Specifically, counsel for Defendants  
8 are in trial in the District of Delaware up to and until December 14, 2007.

9 This Stipulation is not entered into for purposes of delay, and will not alter the date of any  
10 event or any deadline already fixed by Court order. By entering into this Stipulation, neither  
11 Plaintiffs nor Defendants waive any rights, claims or defenses they may have in this action.

12 This Stipulation may be executed in counterparts and by facsimile signature, each of which,  
13 when executed, shall be an original and all of which together shall constitute one and the same  
14 stipulation. This Stipulation contains the entire agreement among the parties. The undersigned  
15 hereby consent to the terms set forth in the foregoing Stipulation.

16 IT IS SO STIPULATED AND AGREED.

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1 Dated: November 30, 2007

FISH & RICHARDSON P.C.

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By: /s/ Christina D. Jordan  
Christina D. Jordan

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Attorneys for Defendants  
BANK OF AMERICA, N.A. and BANK OF  
AMERICA TECHNOLOGY AND  
OPERATIONS, INC.

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9 Dated: November 30, 2007

TRIAL AND TECHNOLOGY LAW GROUP

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By: /s/ Robert A. Spanner  
Robert A. Spanner

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Attorney for Plaintiff  
IP SOLUTIONS, INC.

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**DECLARATION OF CONSENT**

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Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty  
of perjury that concurrence in the filing of this document has been obtained from Robert A.  
Spanner.

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Dated: November 30, 2007

FISH & RICHARDSON P.C.

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By: /s/ Christina D. Jordan  
Christina D. Jordan

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Attorneys for Defendants  
BANK OF AMERICA, N.A. and BANK OF  
AMERICA TECHNOLOGY AND  
OPERATIONS, INC.

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## ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The Case Management Conference is rescheduled to be heard on Friday, January 25, 2008 at 10:30.

Dated: 12/3/07 , 2007

HONORABLE JEREMY FOGEL  
JUDGE OF THE UNITED STATES DISTRICT COURT

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